

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

AMRON INTERNATIONAL DIVING  
SUPPLY, INC., a California corporation,

Plaintiff,

vs.

HYDROLINX DIVING  
COMMUNICATION, INC., a California  
corporation; SAAD SADIE, a.k.a. TODD  
SADIE, a.k.a. JOHN SADIE, a.k.a.  
DALEA ESTEPHAN, a.k.a. STEVEN  
MORALES, a.k.a. STEPHAN  
MORALES, a.k.a. FRANK JASHUA, an  
individual,

Defendants.

**CASE NO. 11-CV-1890 H (JMA)**

**(1) SCHEDULING ORDER  
REGARDING TEMPORARY  
RESTRAINING ORDER**

**(2) ORDER PRESERVING  
EVIDENCE**

**(3) ORDER DENYING EX  
PARTE MOTION TO FILE  
COMPLAINT UNDER SEAL**

On August 22, 2011, Plaintiff Amron International Diving Supply, Inc. ("Amron") filed an ex parte motion for leave to file his complaint under seal. Concurrently, Plaintiff filed an ex parte motion for a temporary restraining order.

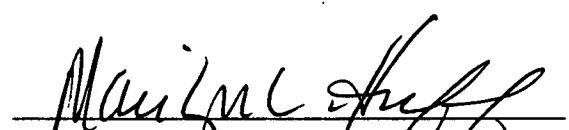
The Court declines to rule on the motion for a temporary restraining order on an ex parte basis. Accordingly, the Court orders Plaintiff to serve and file proof of service of its

1 motion for a temporary restraining order and all supporting documents and a copy of this order  
 2 on Defendants on or before **August 26, 2011**. Defendants are directed to file any opposition  
 3 to the motion for a temporary restraining order on or before **August 30, 2011**. The Court sets  
 4 a motion hearing for **August 31, 2011 at 1:30 p.m.** The Court further orders, effective  
 5 immediately, the parties to preserve evidence.

6 In addition, Plaintiff requests the Court to seal the complaint pending the resolution of  
 7 the ex parte motion for a temporary restraining order. Courts recognize a “general right to  
 8 inspect and copy public records and documents, including judicial records and documents.”  
 9 Nixon v. Warner Commc’ns, Inc., 435 U.S. 589, 597 & n.7 (1978). “This right is justified by  
 10 the interest of citizens in keeping a watchful eye on the workings of public agencies.”  
 11 Kamakana v. City and County of Honolulu, 447 F.3d 1172, 1178 (9th Cir. 2006) (quotation  
 12 marks and citation omitted). The Ninth Circuit employs “a strong presumption in favor of  
 13 access to court records.” Foltz v. State Farm Mut. Auto. Ins. Co., 331 F.3d 1122, 1135 (9th  
 14 Cir. 2003). Because the Court declines to rule on the motion for temporary restraining order  
 15 on an ex parte basis, Plaintiff fails to show that any alternative good cause exists to file the  
 16 entire civil complaint under seal. See Phillips v. General Motors Corp., 307 F.3d 1206, 1210  
 17 (9th Cir. 2002) Accordingly, the Court denies Plaintiff’s motion for leave to file his complaint  
 18 under seal and directs the Clerk to open the case.

19 **IT IS SO ORDERED.**

20 DATED: 8/23/11

  
 21 MARILYN L. HUFF, District Judge  
 22 UNITED STATES DISTRICT COURT

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